

## Regulatory Language

Section 27.60, Title 14, CCR, is amended to read:

### **27.60. Limit.**

(a) General. No more than 20 finfish in combination of all species with not more than 10 of any one species, may be taken or possessed by any one person except as otherwise provided. (See Sections 27.70 through 28.62 for minimum size limits and poundage restrictions for certain species.)

~~(b) Within the overall bag limit of 20 fish, the following special limits apply:~~

~~(1) Rockfish (rockcod) and lingcod taken in the Northern Rockfish and Lingcod Management Area:~~

~~• Rockfish (see Sections 27.82 and 28.55) — 10 fish — all of which may be of the same species of rockfish except as provided for bocaccio which is two, cowcod which is zero, yelloweye rockfish which is one, (but no more than two per vessel) and canary rockfish which is one.~~

~~• Lingcod (see Sections 27.82 and 28.27) — two fish.~~

~~(2) RCG complex, as defined in Section 1.91, lingcod, and California scorpionfish taken in the Central or Southern Rockfish and Lingcod Management Areas:~~

~~• RCG complex (see Sections 27.82, 28.28, 28.29 and 28.55) — 10 fish, except as provided for bocaccio, cowcod, yelloweye rockfish, and canary rockfish which is zero. The following RCG complex sub-limits also apply: shallow nearshore rockfish as defined in Section 1.90(e) — 2 fish, cabezon — 3 fish, and greenlings of the genus Hexagrammos — 2 fish.~~

~~• Lingcod (see Sections 27.82 and 28.27) — two fish.~~

~~• California scorpionfish (see Sections 27.82 and 28.54) — five fish.~~

~~(3) For species of fish other than rockfish, lingcod, California scorpionfish, cabezon and greenlings, within the overall bag limit of 20 fish, the following special limits apply: California sheephead in Section 28.26 which is five fish; salmon — two fish, except as provided in Section 27.80; trout taken from ocean and bays — three fish; white seabass — three fish, except as provided in Section 28.35; sturgeon — one fish; striped bass — two fish; California halibut — five fish, except as provided in Section 28.15; Pacific halibut — one fish; giant (black) sea bass — zero fish, except as provided in Section 28.10 surfperch — five fish in the aggregate of all species, except for shiner surfperch under subsection (c) below; broadbill swordfish — two fish; marlin — one fish; garibaldi — zero fish; gulf grouper — zero fish; broomtail grouper — zero fish; leopard shark — three fish; blue shark — two fish; thresher shark — two fish; shortfin mako shark — two fish; soupfin shark — one fish; sixgill shark — one fish; sevengill shark — one fish; white shark — zero fish.~~

(b) Within the overall bag limit of 20 fish, the following special limits apply:

(1) Rockfish, Cabezon, and Greenling complex (RCG complex), as defined in Section 1.91 -- 10 fish in total (also see Sections 27.82, 28.28, 28.29 and 28.55). Within the 10-fish RCG complex limit, the following sub-limits also apply: cabezon -- three fish, greenlings of the genus Hexagrammos -- two fish, [bocaccio -- one fish,] or [bocaccio -- one fish, except in the Northern Rockfish and Lingcod Management Area (as defined in Section 27.82 (a)) where the sub-

limit is two fish,] canary rockfish – zero fish, cowcod – zero fish, and yelloweye rockfish – zero fish.

(2) For species other than those in the RCG complex, within the overall bag limit of 20 fish, the following special limits apply:

<u>Zero fish</u>	<u>One fish</u>	<u>Two fish</u>	<u>Three Fish</u>	<u>Five Fish</u>
<u>giant (black) sea bass (except as provided in Section 28.10)</u>	<u>sturgeon (see Section 27.90)</u>	<u>salmon (except as provided in Section 27.80)</u>	<u>trout taken from ocean and bays (see Section 27.70)</u>	<u>California sheephead (see Section 28.26)</u>
<u>Garibaldi (see Section 28.05)</u>	<u>Pacific halibut (see Section 28.20)</u>	<u>striped bass (see Section 27.85)</u>	<u>white seabass (except as provided in Section 28.35)</u>	<u>California halibut (except as provided in Section 28.15)</u>
<u>gulf grouper (see Section 28.12)</u>	<u>marlin (see Section 28.50)</u>	<u>broadbill swordfish (see Section 28.40)</u>	<u>leopard shark (see Section 28.56)</u>	<u>surfperch--five fish in the aggregate of all species, except for shiner surfperch under 27.60 (c) below</u>
<u>broomtail grouper (see Section 28.12)</u>	<u>soupin shark</u>	<u>blue shark</u>		<u>California scorpionfish (see Sections 27.82 and 28.54)</u>
<u>white shark (see Section 28.06)</u>	<u>sixgill shark</u>	<u>thresher shark</u>		
	<u>sevengill shark</u>	<u>shortfin mako shark</u>		
		<u>lingcod (see Sections 27.82 and 28.27)</u>		

(c) In addition to the overall bag limit of 20 fish, and special limits in subsection (b), the following special limits apply: Shiner surfperch-20.

(d) There is no limit on the following species: Albacore, anchovy, bluefin tuna, grunion, jacksmelt, topsmelt, petrale sole, Pacific butterfly (pompano), queenfish, sanddabs, skipjack, jack mackerel, Pacific mackerel, Pacific staghorn sculpin, starry flounder, round herring, Pacific herring and Pacific sardine.

#### NOTE

Authority cited: Sections 200, 202, 205, 215 and 8587.1, Fish and Game Code.

Reference: Sections 200, 202, 205, 206, 215, 220, 5517 and 8585.5, Fish and Game Code.

Section 27.67, Title 14, CCR, is amended to read:

#### **27.67. Transport of Recreational Finfish Through a Restricted Fishing Area.**

The department may authorize recreational vessels that have finfish in possession that were legally taken within a Rockfish and Lingcod Management Area defined in Section 27.82~~(b)~~(a), Title 14, CCR, to transport those finfish through another Rockfish and Lingcod Management Area in which regulations governing the take and possession of those species are different. The permit described in this section is not required for vessels operating entirely within a

Rockfish and Lingcod Management Area. Permission shall be granted on an annual permit signed by the Regional Manager of the Department of Fish and Game's Marine Region. To apply for a permit, an owner or operator of a vessel required to obtain a commercial passenger fishing boat license, or a recreational angler shall submit an application for Permit for Transit of Recreational Finfish Through Restricted Fishing Areas (form FG 672 (new 01/01/01) which is incorporated by reference herein), and an annual fee of \$30.00 per year, or \$7.50 for a period of 30 days or less. The permit shall be onboard the vessel when transiting waters closed to sport fishing.

**NOTE**

Authority cited: Sections 200, 202, 205, 7071, 7923 and 8587.1, Fish and Game Code. Reference: Sections 200, 202, 205, 7071, 7923, 8585.5 and 8587.1, Fish and Game Code.

Subsection (g) of Section 27.82, Title 14, CCR, is amended to read:

**27.82. Management Areas Defined; Closed and Open Periods Defined.**

(g) When the department determines, based on the best available scientific information, that an annual harvest limit (~~harvest guideline~~) [optimum yield (OY) or harvest guideline] established in regulation by the NOAA Fisheries (National Marine Fisheries Service) for lingcod, rockfish, or a subgroup of rockfish, cabezon, and/or California scorpionfish, in the California recreational fishery has been exceeded or is projected to be exceeded prior to the end of the year, the department may close the recreational fishery for lingcod, rockfish, a subgroup of rockfish, ~~and/or California scorpionfish~~, cabezon, greenlings of the genus Hexagrammos, California sheephead, ocean whitefish, and/or any federal groundfish as defined in Title 50, Code of Federal Regulations (CFR) Part 660.302 in all or part of the Northern, Central, or Southern Rockfish and Lingcod Management areas [see Section 27.82(~~b~~)(a)], depending on the level of lingcod, rockfish, a subgroup of rockfish, cabezon, and/or California scorpionfish, catch in each area, for part or all of the balance of the calendar year.

**NOTE**

Authority cited: Sections 200, 202, 205, 215, 7071 and 8587.1, Fish and Game Code. Reference: Sections 200, 202, 206, 215 and 8585.5, Fish and Game Code.

Section 28.28, Title 14, CCR, is amended to read:

**28.28. Cabezon.**

(a) Open season and areas: See Section 27.82. Cabezon may not be taken or possessed by a person by hook and line fishing or by spear fishing in a Northern, Central, or Southern Rockfish and Lingcod Management Area during a closure in those areas ~~during a northern, central or southern rockfish and lingcod closure~~ unless provided for under Section 27.82(~~d~~)(c).

(b) Limit: Three, within a Rockfish, Cabezon, and Greenling complex (RCG complex, as defined in Section 1.91) bag limit of 10 fish.

~~(1) Northern Rockfish and Lingcod Management Area (see Section 27.82): Ten.~~

~~(2) Central and Southern Rockfish and Lingcod Management Area (see Section 27.82): Three, within an RCG complex bag limit of 10 fish.~~

(c) Minimum size: Fifteen inches total length.

NOTE:

Authority cited: Sections 200, 202, 205, 215, 220, 7071 and 8587.1, Fish and Game Code. Reference: Sections 200, 202, 205, 210, 8585.5 and 8587.1, Fish and Game Code.

Section 28.29, Title 14, CCR, is amended to read:

**28.29. Kelp Greenling. Rock Greenling.**

(a) Open season and areas: See Section 27.82. Kelp or rock greenlings (genus Hexagrammos) may not be taken or possessed by a person by hook and line fishing or by spear fishing in a Northern, Central, or Southern Rockfish and Lingcod Management Area during a closure in those areas ~~during a northern, central or southern rockfish and lingcod closure~~ unless provided for under Section 27.82~~(d)~~(c).

(b) Limit: Two greenlings of the genus Hexagrammos, within a Rockfish, Cabezon, and Greenling complex (RCG complex, as defined in Section 1.91) bag limit of 10 fish.

~~(1) Northern Rockfish and Lingcod Management Area (see Section 27.82): Ten Kelp Greenling; Ten Rock Greenling.~~

~~(2) Central and Southern Rockfish and Lingcod Management Area (see Section 27.82): Two greenlings of the genus Hexagrammos, within an RCG complex bag limit of 10 fish.~~

(c) Minimum size: Twelve inches total length.

NOTE:

Authority cited: Sections 200, 202, 205, 215, 220, 7071 and 8587.1, Fish and Game Code. Reference: Sections 200, 202, 205, 210, 8585.5 and 8587.1, Fish and Game Code.

Section 28.55, Title 14, CCR, is amended to read:

**28.55. Rockfish (Sebastes).**

(a) Open seasons and areas:

See Section 27.82. Rockfish, including bocaccio, cowcod, yelloweye, and canary rockfish, may not be taken or possessed by a person by hook and line fishing or by spear fishing in a Northern, Central or Southern Rockfish and Lingcod Management Area during a rockfish and lingcod closure in those areas ~~during a rockfish and lingcod closure~~ unless provided for under Section 27.82~~(d)~~(c).

(b) Limit: Ten, within the Rockfish, Cabezon, and Greenling complex (RCG complex, as defined in Section 1.91) bag limit of 10 fish, in any combination of species, except [bocaccio – one fish,] or [bocaccio – one fish in the Central and Southern Rockfish and Lingcod Management Areas (as defined in Section 27.82 (a)) and two fish in the Northern Rockfish and Lingcod Management Area (as defined in Section 27.82 (a))] canary rockfish – zero fish, cowcod – zero fish, and yelloweye rockfish – zero fish.

~~(1) When fishing is authorized in the Northern Rockfish and Lingcod Management Area pursuant to Section 27.82 (d) following a closure specified in Section 27.82 (c): Ten in any combination of species, except bocaccio—two; yelloweye rockfish—zero; canary rockfish—zero; cowcod—zero.~~

~~(2) When fishing is authorized in the Central and Southern Rockfish and Lingcod Management Areas pursuant to Section 27.82(d), Ten in any combination of species, except bocaccio—zero; yelloweye rockfish—zero; canary rockfish—zero; and cowcod—zero. The sub limit of shallow nearshore rockfish as defined in Section 1.90 is two fish within the 10 fish rockfish bag limit.~~

(c) Size limit: None, except no bocaccio may be taken or possessed that is less than 10 inches in total length.

(d) Method of take: Not more than two hooks and one line. For purposes of this section, a hook is a single hook, or a double or treble hook with multiple points connected to a common shank.

NOTE:

Authority cited: Sections 200, 202, 205, 215, 220, 7071 and 8587.1, Fish and Game Code. Reference: Sections 200, 202, 205, 206, 215, 220 and 8585.5, Fish and Game Code.